

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION CORPORATION, Plaintiff-Applicant, v. BERNARD L. MADOFF INVESTMENT SECURITIES LLC, Defendant.	Adv. Pro. No. 08-01789 (SMB) SIPA LIQUIDATION (Substantively Consolidated)
In re: BERNARD L. MADOFF, Debtor.	Adv. Pro. No. 10-04466 (SMB)

STIPULATION AND ORDER

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff individually, by and through his special counsel, Windels Marx Lane & Mittendorf, LLP, and defendants Epic Ventures, LLC and Eric P. Stein (together, the “Defendants”), by and through their counsel, Dentons US LLP (collectively, the “Parties”), represent as follows:

WHEREAS, on November 10, 2010, this Court entered the Order (1) Establishing Litigation Case Management Procedures for Avoidance Actions and (2) Amending the February 16, 2010 Protective Order (the “LPO”) [Adv. Pro. No. 08-01789 (SMB), Dkt. No. 3141]; and

WHEREAS, the Trustee commenced this action (the “Adversary Proceeding”) by filing a complaint (the “Complaint”) on November 30, 2010 [Dkt. No. 1]; and

WHEREAS, pursuant to stipulation filed on January 16, 2014 [Dkt. No. 23], the Defendants’ time to respond to the Complaint was most recently extended to July 18, 2014; and

WHEREAS, pursuant to the Notice of Applicability filed by the Trustee in this Adversary Proceeding on November 30, 2010 [Dkt. No. 2], the LPO and the avoidance procedures contained therein (the “Avoidance Procedures”) are applicable to the instant matter; and

WHEREAS, under the Avoidance Procedures, “the parties shall meet, either in person or by teleconference, and confer on a mediation, discovery and litigation plan (the ‘Initial Case Conference’)” within 30 days after an answer is filed (the “Initial Case Conference Period”); and

WHEREAS, the Defendants filed an answer to the Complaint on April 17, 2014 [Dkt. No. 27]; and

WHEREAS, this Court “so ordered” a Stipulation and Order on May 16, 2014, which extended the Initial Case Conference Period to August 18, 2014 [Dkt. No. 29]; and

WHEREAS, the parties have agreed to further extend the Initial Case Conference Period in this Adversary Proceeding;

NOW, THEREFORE, the Parties stipulate and agree to, and the Court **ORDERS**, the following:

1. The Initial Case Conference Period is hereby extended to February 16, 2015, or

30 days after January 16, 2015.

2. The Initial Case Conference in this Adversary Proceeding will be held on a date to be agreed upon by the parties which is within 30 days of January 16, 2015.

Dated: New York, New York
July 11, 2014

By: /s/ Howard L. Simon
Howard L. Simon (hsimon@windelsmarx.com)
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*Special Counsel for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of Bernard L.
Madoff Investment Securities LLC and Bernard L. Madoff*

Dated: New York, New York
July 11, 2014

By: /s/ Carole Neville
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Attorney for Defendants

SO ORDERED ON July 11th, 2014 :

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE